



10/26/04

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In the United States Patent and Trademark Office

In re Application of:
Wallace

Serial No. 09/932,065

Filed: August 17, 2001

For: **A DEVICE AND METHOD FOR
PREVENTING THEFT OR LOSS
OF A PERSONAL ITEM**

Group Art Unit: 2632

Examiner: D. PREVIL

RECEIVED

OCT 29 2004

OFFICE OF PETITIONS

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Petition for Revival of Unavoidably Abandoned Application for Patent

Dear Sir:

Applicant hereby petitions the Commissioner for revival of the above-identified application for patent.

The last communication received from the Patent and Trademark Office in the prosecution of this application was mailed on April 29th, 2004. The Advisory Action stated that the Amendment After Final filed on March 30, 2004 would not be entered. Applicant just recently received a Notice of Abandonment mailed on October 1, 2004 due to failure to file a proper reply to the December 30th, 2003 Office Action, because the Amendment After Final did not place the application in a position for allowance.

Applicant is a sole inventor being represented on a pro bono basis. Applicant had financial difficulties early this year and a death in his family, all of which caused Applicant delay in filing a timely RCE which accompanies this petition. As soon as Applicant had the means to submit the requisite fees, immediate steps have been taken in the form of this petition and accompanying papers to have the application revived. Applicant's petition is accompanied by the required petition fee (37 C.F.R. §1.17(l)) and a verified showing of the reasons for the unavoidable delay. The Declaration of *Jerry Haynes* is being filed concurrently herewith in support of Applicant's Petition. A terminal disclaimer as required under 37 C.F.R. §1.137(c) is also enclosed, with the required fee (37 C.F.R. §1.20(d)).

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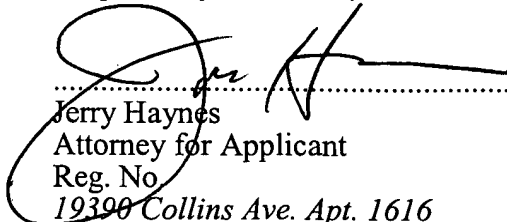
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The reasons for the unavoidable delay, as fully set forth in the accompanying Declaration of *Jerry Haynes*, provide adequate basis for the revival of the present application.

Respectfully submitted,

Date:

10/25/64


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Jerry Haynes
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Reg. No.

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